

DISCLAIMER

This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).

COMMONWEALTH OF VIRGINIA, ex rel.

STATE CORPORATION COMMISSION

v.

CASE NO. PUE000388

COLUMBIA GAS OF VIRGINIA, INC. ,

Defendant

HEARING EXAMINER'S RULING

November 9, 2000

On August 3, 2000, the Commission Staff, by counsel, filed a motion requesting the Commission to issue a Rule to Show Cause ("Rule") against Columbia Gas of Virginia, Inc. ("Columbia Gas") for alleged violation of §§ 56-234, 56-236, and 56-237 of the Code of Virginia.

On August 10, 2000, the Commission issued a Rule which, among other things, ordered Columbia Gas to file a responsive pleading admitting or denying the allegations contained in the Rule and publish notice of this proceeding to all of its customers taking banking and balancing service under Columbia Gas's TS1 rate schedule. Columbia Gas and the Staff were further ordered to submit a joint stipulation of material facts relating to this matter. Columbia Gas, Staff, and customers that had given written notice of their intent to participate in this proceeding, were ordered to file legal briefs or memoranda concerning the law applicable to material issues in this matter. Finally, the Commission assigned the matter to a Hearing Examiner.

Columbia Gas filed a Response to the Rule and a Motion to Dismiss on August 29, 2000. Also on August 29, 2000, Staff and Columbia Gas filed a joint stipulation of facts. The joint stipulation of facts outlined three issues in dispute between the Staff and Columbia Gas. Staff and Columbia Gas filed briefs supporting their positions on September 22, 2000.

Upon consideration, I am of the opinion, and so find, that a hearing date and procedural schedule should now be established. Accordingly,

IT IS DIRECTED:

(1) That a public hearing on this matter is hereby scheduled for 10:00 a.m. on December 19, 2000, in a Commission courtroom;

(2) That, on or before November 27, 2000, the Staff shall file an original and fifteen (15) copies of its prefiled testimony and shall serve a copy upon counsel for Columbia Gas;

(3) That, on or before December 11, 2000, Columbia Gas shall file an original and fifteen (15) copies of its prefiled testimony and shall serve a copy upon counsel for the Staff; and

(4) That, on or before December 15, 2000, the Staff shall file an original and fifteen (15) copies of any rebuttal testimony and shall simultaneously serve a copy upon counsel for Columbia Gas.

Alexander F. Skirpan, Jr.
Hearing Examiner